

IN THE UNITED STATES
PATENT AND TRADEMARK OFFICE

APPLICANTS: Michael Parks
APPLICATION NO.: 10/759,414
FILING DATE: January 16, 2004
TITLE: SYSTEM AND METHOD FOR REPLENISHING AN ACCOUNT
EXAMINER: Michael Their
GROUP ART UNIT: 2617
ATTY. DKT. NO.: 24998-11307

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DECLARATION OF FACT BY MICHAEL PARKS UNDER 37 C.F.R. § 1.131

I, Michael Parks, hereby declare the following:

1. I am the inventor of the invention described and claimed of U.S. Patent Application Serial No. 10/759,414 (hereinafter "Subject Application"), entitled "System and Method for Replenishing an Account," filed on January 16, 2004. The Subject Application is a continuation of U.S. Application No. 10/138,398 (hereinafter "Parent Application"), filed May 3, 2002.

2. I conceived of and reduced to practice the invention, as described and claimed in claims 1 through 6 now pending in the Subject Application, in this country before February 14, 2002. My prior conception and reduction to practice are evidenced by the following:

a. Attached hereto as Exhibit A is a true and correct copy of selected pages from a launch requirements document dated August 10, 2001. The pages were redacted to remove information not germane to establishing conception of the Subject Matter.

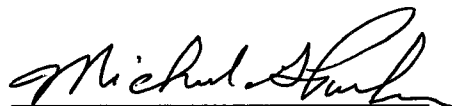
b. Attached hereto as Exhibit B is a true and correct copy of selected pages from a business process and system requirement document, which I had in my possession before February 14, 2002.

c. Exhibits A and B illustrate my conception of a system and method for obtaining an account balance of a prepaid wireless telephone account. In this system, a handset identifier may be the telephone number associated with the handset. As shown in the exhibits, a subscriber of the prepaid wireless communications service can obtain balance information from the handset by selecting a softkey from the subscriber's own handset. This causes a balance inquiry message to be transferred from the handset to an account maintenance system. The account maintenance system responds to the balance inquiry message with an SMS message that includes the account balance for the subscriber's wireless communication account.

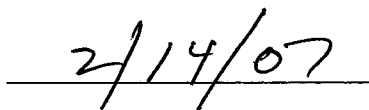
d. From at least February 14, 2002, to the filing of the Parent Application on May 3, 2002, just a few weeks thereafter, I had diligently worked to communicate the claimed invention to a patent attorney for the purpose of filing the Parent Application, and, on information and belief, the patent attorney worked diligently to prepare and file the Parent Application.

3. The claimed invention was thus conceived of before February 14, 2002, and was constructively reduced to practice diligently from before February 14, 2002, to the filing of the Parent Application on May 3, 2002.

4. I hereby declare that all statements made herein to the best of my own knowledge are true and that all statements made on information and belief are believed to be true; that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. § 1001; and that such willful statements may jeopardize the validity of the application or any patent issued thereon.

A handwritten signature in black ink, appearing to read "Michael Parks", written over a horizontal line.

Michael Parks

A handwritten date "2/14/07" in black ink, written over a horizontal line.

Date

Exhibit A

[illegible]

[illegible]

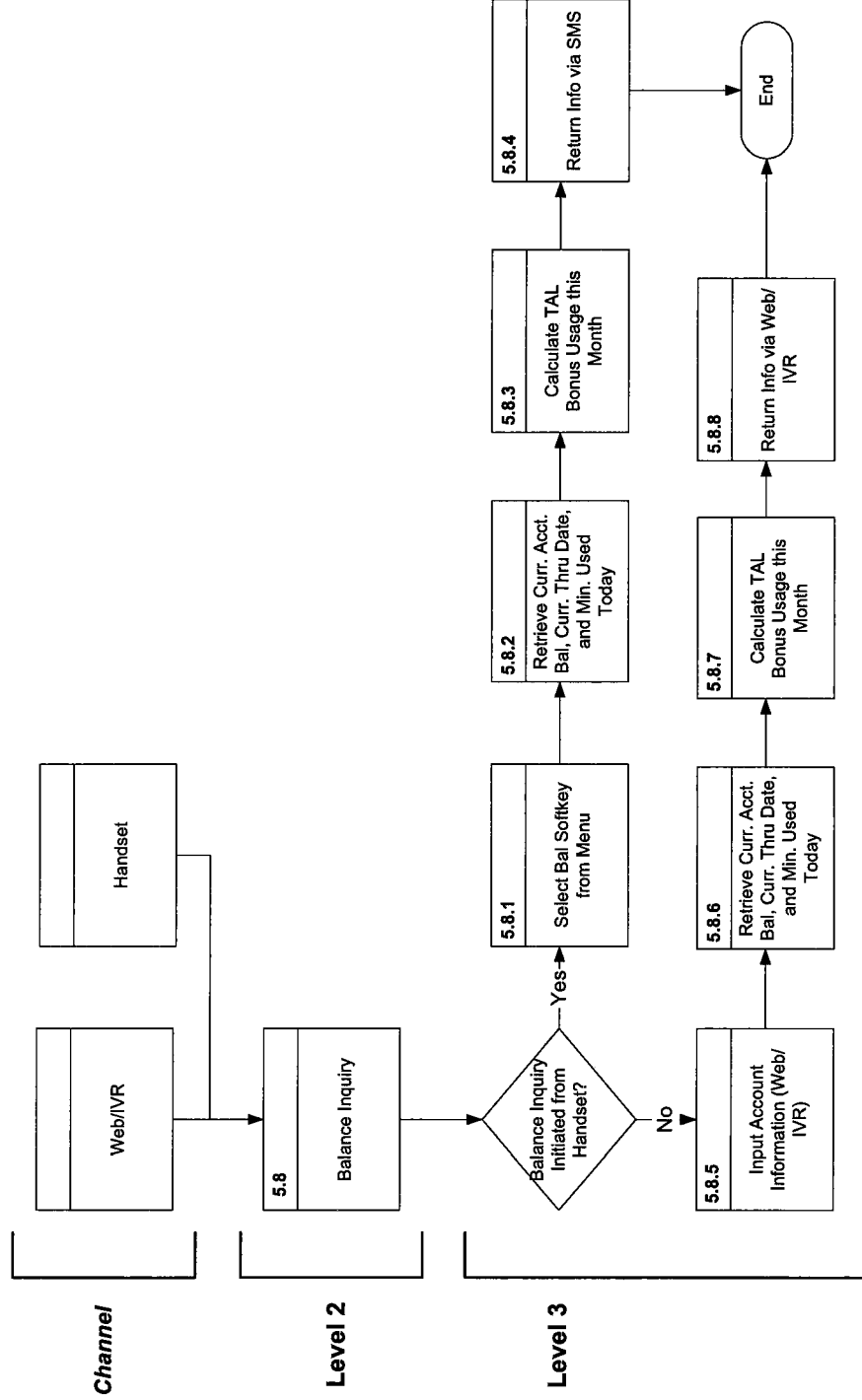
Exhibit B



3.6.8 Balance Inquiry

The balance inquiry process details the customer's ability to initiate an inquiry through the handset, web, or an IVR call.

3.6.8.1 Balance Inquiry Process Map





3.6.8.2 Balance Inquiry Process Description

Process Number	Process Name	Description	Performed by
5.8.1	Select Balance Softkey from Menu	The customer transmits a balance inquiry SMS message.	Customer
5.8.2	Retrieve Current Acct. Balance, Current Through Date, and Min Used Today	The customer's current account balance (including bonus and paid balances), current through date, and amount of minutes used today is retrieved.	Billing System
5.8.3	Calculate TAL Bonus Usage this Month	The customer's TAL bonus usage is calculated.	Billing System
5.8.4	Return Info via SMS	The retrieved and calculated information shall be transmitted to the customer via SMS.	Billing System
5.8.5	Input Account Information (Web/IVR)	The customer shall input their account information either through the web or via the IVR system.	Customer
5.8.6	Retrieve Current Acct. Balance, Current Through Date, and Min Used Today	The customer's current account balance, current through date and amount of minutes used today is retrieved.	Billing System
5.8.7	Calculate TAL Bonus Usage this Month	The customer's TAL bonus usage is calculated.	Billing System
5.8.8	Return Info via Web/IVR	The retrieved and calculated information shall be displayed or communicated to the customer by the web or IVR, respectively.	Billing System